

UNITED STATES DISTRICT COURT  
DISTRICT OF DELAWARE

In re:

**THE IT GROUP, INC., *et al.***

Post-Confirmation Estate.

---

**JOHN ACCARDI, *et al.***

Movants/Appellants,

v.

**IT LITIGATION TRUST, successor in  
interest to IT CORPORATION, IT GROUP,  
INC., and their subsidiaries in bankruptcy,  
ANTHONY DeLUCA, FRANCIS HARVEY,  
HARRY SOOSE, and CARLYLE  
PARTNERS II, LP, *et al.***

Respondents/Appellees.

---

**ROCHELLE BOOKSPAN,**

Movant/Appellant,

v.

**IT LITIGATION TRUST, successor in  
interest to THE IT GROUP, INC., *et al.***

Respondents/Appellees.

Chapter 11

Bankruptcy Case No. 02-10118 (MFW)

Jointly Administered

Civ. No: 04-146 (JJF) (lead case)  
[consolidated with Civ. No. 04-147 (JJF)]

**NOTICE OF WITHDRAWAL OF EMERGENCY *EX-PARTE* REQUEST OF THE  
ACCARDI APPELLANTS AND ROCHELLE BOOKSPAN FOR TEMPORARY  
STAY OF ORDER RELEASING IT TRUSTEE FROM RESERVE ORDER AND  
AUTHORIZING DISTRIBUTION OF SCHEDULE C-1 RESERVE, AND FOR  
ORDER SETTING BRIEFING SCHEDULE; MOTION FOR STAY, PENDING  
APPEAL, OF ENFORCEMENT OF ORDERS DISMISSING ADVERSARY  
PROCEEDINGS, OF ORDER RELEASING IT TRUSTEE FROM RESERVE  
ORDER AND AUTHORIZING DISTRIBUTION OF SCHEDULE C-1 RESERVE;  
REQUEST IN THE ALTERNATIVE FOR TEMPORARY STAY PENDING FILING  
OF REQUEST FOR EMERGENCY STAY WITH UNITED STATES COURT OF  
APPEALS FOR THE THIRD CIRCUIT**

The Accardi Appellants and Rochelle Bookspan hereby withdraw their emergency motion that was filed on October 13, 2005 (D.I. 39) captioned: "Emergency Ex-Parte Request of the Accardi Appellants and Rochelle Bookspan for Temporary Stay of Order Releasing IT Trustee From Reserve Order and Authorizing Distribution of Schedule C-1 Reserve, and for Order Setting Briefing Schedule; Motion For Stay, Pending Appeal, of Enforcement of Orders Dismissing Adversary Proceedings, of Order Releasing IT Trustee from Reserve Order and Authorizing Distribution of Schedule C-1 Reserve; Request In the Alternative for Temporary Stay Pending Filing of Request for Emergency Stay with United States Court of Appeals for The Third Circuit."

Dated: Santa Barbara, California  
October 15, 2005

/s/ Thomas A. Johnson.  
Thomas A. Johnson (Cal. Bar 158270)  
Law Offices of Thomas A. Johnson  
33 West Mission St., Suite 201  
Santa Barbara, CA 93101  
(805) 682-2600

/s/ John Stull.  
John M. Stull  
1300 N. Market Street  
Wilmington, DE 19899-1947  
(302) 654-0399

*Attorneys for Accardi Appellants and Rochelle Bookspan*